

Town Board Minutes

May 21, 2012

Meeting No. 12

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 21st day of May 2012 at 8:00 P.M. and there were

PRESENT: JOHN ABRAHAM , COUNCIL MEMBER
MARK AQUINO, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
DINO FUDOLI, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
JOHN DUDZIAK, TOWN ATTORNEY
GEORGE PEASE, ASST. CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
TERRENCE MCCracken, GENERAL CREW CHIEF
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
LOUIS CACCIOTTI, DEPUTY HIGHWAY SUPERINTENDENT

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, spoke to the Town Board on the following matter:

- Concerns about lack of sidewalks on some roads.
- Questions about road striping.

Chowaniec, Lee, spoke to the Town Board on the following matters:

- Agreement regarding Culvert Replacements & Structural Repairs.
- Questions regarding sidewalk requirements in the Town Code.
- Read Accident Report Statistics: William Street from Transit Road to Bowen Road.
- Snow Plowing of Fire Department parking lots.

Fronczak, Mike, spoke to the Town Board on the following matters:

- Bid award for Consolidated Water District – TLN-6.
- Construction at Twin District Fire Department.
- Concerns about automotive repair shop on Erie Street.

Symer, Donald, spoke to the Town Board on the following matter:

- Comments & observations regarding infrastructure in all communities.

Wilber, Charlene, spoke to the Town Board on the following matter:

- Concerns about rat problems in the Village of Depew.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
May 7, 2012 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director of Administration and Finance, to wit:

Claim No. 25205 to Claim No. 25449 Inclusive

Total amount hereby authorized to be paid: \$319,340.11

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby
reaffirmed:

CODES:

- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are
waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

PREVIOUSLY TABLED PERMITS:

16415	Grau Builders	11 Logan Ln	Er. Dwlg.-Sin.
16993	Grau Builders	24 Logan Ln	Er. Dwlg.-Sin.

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	Structure	Village
20175		Key Bank	5211 Broadway	Er. Sign - Temp	(V/L)
20176		The Vinyl Outlet Inc.	15 Wainwright Ct	Er. Fence	
20177		Yan Sydney Wang	11 Lombardy St	Er. Fence	(V/L)
20178		David Leary	6 Sawgrass Ln	Er. Deck	
20179		Darlene Turner	48 Wainwright Ct	Er. Fence	
20180		William C. Rott	39 Fox Hunt Rd	Re-Roof	
20181		Stockmohr Col. Inc.	4 Hunters Dr	Re-Roof	
20182		Sun Enterprises Inc.	3 Pondview Ct	Er. Shed	
20183		Moeller Builders	12 Buckingham Ct	Re-Roof	
20184		Iroquois Fence Inc.	1841 Como Park Blvd	Er. Fence	(V/L)
20185		Barbara Garasz	288 Lake Ave	Er. Fence	(V/L)
20186		John Kausner	245 Iroquois Ave	Er. Res. Alt.	
20187		Ryan Homes - NVR Inc.	3 Prairie Ln	Er. Dwlg.-Sin.	
20188		Michael J. Riley	15 Mount View Pl	Er. Shed	(V/L)
20189		Roy & Denise Fleck	174 Ransom Rd	Er. Deck	
20190		Niagara Lutheran Health	5979 Broadway	Er. Comm. Bldg.	
20191		Aerial Roofing & Exterior	55 Michael's Walk	Re-Roof	
20192		Matthew Weist	54 Avian Way	Er. Pool-Abv Grnd	
20193		H Cope Enterprises Inc.	21 Brady Ave	Re-Roof	(V/L)
20194		Patrick & Patricia Patterson	17 Buckingham Ct	Er. Res. Alt.	
20195		Matthew Weist	54 Avian Way	Er. Deck	
20196		Michael Surdej	5 Quail Run Ln	Re-Roof	
20197		R. & M. Moretuzzo	119S Irwinwood Rd	Er. Garage	(V/L)
20198		Bruce & Peggy Riexinger	101 Simme Rd	Er. Dwlg.-Sin.	
20199		Elizabeth A. Cooper	26 Gordon Ave	Er. Fence	(V/L)
20200		Keri A. Shaw	44 Garfield St	Er. Fence	(V/L)
20201		Sahlems Roofing & Siding	13 Cobblestone Ct	Re-Roof	
20202		Mirek & Eva Wloskowicz	9 Bentley Cir	Re-Roof	
20203		Majestic Pools Inc.	341 Westwood Rd	Er. Fence	
20204		Majestic Pools Inc.	341 Westwood Rd	Er. Pool-In Grnd	
20205		Thomas F. Stone	52 Cotton St	Er. Fence	(V/L)
20206		Sahlems Roofing & Siding	52 Stony Brook Dr	Re-Roof	
20207		Steve & Paula Kellerman	27 Stony Brook Dr	Er. Fence	
20208		Norman Piotrowski	10 Ravenwood Dr	Er. Shed	
20209		Forbes Homes, Inc.	13 Americo Ct	Er. Dwlg.-Sin.	

20210	Robert Baumler	17 Southpoint Dr	Er. Fence	
20211	Guntis & Jennifer Innus	3 Partridge Walk	Er. Deck	
20212	Roy Fleck	67 Heritage Dr	Er. Shed	
20213	Irwin Roofing	237 Warner Rd	Re-Roof	
20214	David & Tina Powell	42 Heritage Dr	Re-Roof	
20215	House Crafters LLC	50 Rehm Rd	Re-Roof	
20216	Premier Fence Inc.	41 Southpoint Dr	Er. Fence	
20217	David Homes	4 Winding Way	Er. Dwlg.-Sin.	
20218	Salvatore Lima	543 Aurora St	Er. Dwlg.-Sin.	
20219	Majestic Pools Inc.	10 Parliament Ln	Er. Fence	
20220	Gerald Lewis DBA	13 Clermont Ct	Re-Roof	
20221	Gerald Lewis DBA	4972 William St	Re-Roof	
20222	Superior Decks/Gazebos Inc	71 Stony Brook Dr	Er. Deck	
20223	Daniel Rinow	149 Hinchey Ave	Er. Fence	(V/L)
20224	Stockmohr Col. Inc.	4 Ravenwood Dr	Re-Roof	
20225	Roy Fleck	67 Heritage Dr	Re-Roof	
20226	Lorita Dombrowski	14 Grant St	Er. Fence	(V/L)
20227	Thomas & Twylah Mediak	85 Harvey Dr	Re-Roof	(V/L)
20228	Wargo Enterprises Inc.	26E Garfield St	Dem. Bldg	(V/L)
20229	Donald & Karen Majka	164 Enchanted Forest S	Er. Shed	
20230	Michael & Brenda Hyde	17 Village View	Re-Roof	
20231	Marrano/Marc Equity Corp.	21 Hanover St	Er. Dwlg.-Sin.	
20232	Marrano/Marc Equity Corp.	25 Hanover St	Er. Dwlg.-Sin.	
20233	Marrano/Marc Equity Corp.	23 Hanover St	Er. Dwlg.-Sin.	
20234	Marrano/Marc Equity Corp.	27 Hanover St	Er. Dwlg.-Sin.	
20235	N. Vinson & S. Trueheart	292 Pleasant View Dr	Er. Res. Add.	
20236	Surety Construction Co.	641 Harris Hill Rd	Re-Roof	
20237	Building Solutions	224 Ransom Rd	Re-Roof	
20238	Majestic Pools Inc.	10 Parliament Ln	Er. Pool-In Grnd	
20239	Kevin Railey	40 Sterling Pl	Er. Fence	
20240	Storm Roofing	14 Bentley Cir	Re-Roof	
20241	Majestic Pools Inc.	186 Siebert Rd	Er. Pool-In Grnd	
20242	Dean Tybor	132 Aurora St	Re-Roof	(V/L)
20243	RGGT LLC	279 Iroquois Ave	Re-Roof	
20244	Decks Unlimited Constr.	188 Belmont Ave	Er. Deck	

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the hours of operation for the Town Offices were set by resolution adopted by the Town Board on January 3, 2012, and

WHEREAS, many individuals are desirous of flexible working hours during the summer months;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the department heads to incorporate, at their discretion, flexible working hours for the period commencing with the first Monday in June 2012 through the second Friday in September 2012, with employees rotating working hours between 8:00 A.M. to 4:00 P.M. and 9:00 A.M. to 5:00 P.M., with all employees required to take the usual 1-hour lunch break, and always ensuring that at least one (1) individual covers the office between the required Town office hours of 9:00 A.M. and 5:00 P.M. where available.

BE IT FURTHER

RESOLVED, that the policy applies to the following departments:

Assessor	Town Attorney
Courts	Town Clerk
Parks & Recreation	Youth Bureau
Supervisor	

The question of adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, A Community Emergency Response Team (CERT) Program educates people about disaster preparedness for hazards that may impact their area and trains them in disaster response skills, such as fire safety, light search and rescue, team organization, disaster medical operations, and

WHEREAS, CERT members can assist others in their neighborhood or workplace, following an event when professional responders are not immediately available to help, and

WHEREAS, the Town Board desires to create a CERT program for the Town in order to better protect its residents, and

WHEREAS, the Town Board directs the Emergency Manager to take any and all steps necessary to create a CERT program within the Town, , subject to the approval of the Town Attorney, and

WHEREAS, the Town Board finds that this resolution will promote the health, safety and welfare of the residents of the Town;

**NOW THEREFORE,
BE IT RESOLVED AS FOLLOWS:**

That the Town Board of the Town of Lancaster hereby directs the Emergency Manager to take any and all steps necessary to create a Community Emergency Response Team (CERT) Program for the Town, subject to the approval of the Town Attorney, and have the Chair report to the Emergency Manager. This resolution shall take effect immediately upon adoption.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMEMEBER ABRAHAM	VOTED YES
COUNCILMEMBER AQUINO	VOTED YES
COUNCILMEMBER RUFFINO	VOTED YES
COUNCILMEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town of Lancaster approved a map, plan and report for the increase to and improvement of facilities of the Consolidated Water District, TLN-6, located on Schwartz Road (from William Street to Hall Road), on August 11, 2011, and

WHEREAS, a bond resolution was adopted for a maximum amount not to exceed \$990,000, and

WHEREAS, the Town Board has previously duly advertised for bids for the Consolidated Water District, TLN-6, located on Schwartz Road, and

WHEREAS, bids were received, opened and reviewed on May 10, 2012, and

WHEREAS, Wm. Schutt & Associates, the project’s consulting engineer, by letter dated May 11, 2012, has recommended awarding the bid to Sergi Construction, Inc., being the lowest responsible bidder in the amount of \$688,864.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid for the Consolidated Water District System Improvement Contract No. TLN-6, to Sergi Construction, Inc., 775 Jewett Holmwood Road, East Aurora, New York 14052, in the amount of \$688,864.00, being the lowest responsible bidder in conformance with the specifications on file in the Office of Wm. Schutt & Associates.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the General Crew Chief of the Department of Parks, Recreation and Forestry of the Town of Lancaster by letter dated May 3, 2012 has requested the purchase of one (1) new and unused 2012 Ferris Zero Turn Lawn Mower Model 5900536 for the use in the Parks, Recreation and Forestry Department, and

WHEREAS, this lawn mower is available from a New York State Bid Contract which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of said lawn mower;

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

The Town Board of the Town of Lancaster hereby approves the purchase of one (1) new and unused 2012 Ferris Zero Turn Lawn Mower Model 5900536 from the 2012 authorized New York State Bid Contractor Bucks Motorsports, 130900 Main Road Route 5, Akron, New York 14001 under State Contract Award #37000 Group #21459, as proposed by the General Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster in the sum not to exceed the state contract price of \$7,021.00 which sum shall be paid with funds available in the 2012 Department of Parks, Recreation and Forestry’s budget, line item # 7110.230.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the Year 2012 entitled "ZONING REVISION" which will amend the Code of the Town of Lancaster by amending Chapter 50, "Zoning", Section 50-43(B) and adding Section 50-43(B) (22) within Chapter 50 "ZONING" Section 43 "Site Plan Review" which was introduced to the Town Board of the Town of Lancaster on the 2nd day of April, 2012, and

WHEREAS, a Public Hearing was duly called and held pursuant to law on April 16, 2012;

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, a Local Law of the Year; 2012, entitled "ZONING REVISION" which will amend the Code of the Town of Lancaster by amending Chapter 50, "Zoning", Section 50-43(B) and adding Section 50-43(B)(22) within Chapter 50 "ZONING" Section 43 "Site Plan Review," which reads as follows:

Chapter 50

ZONING

Section 50-43(B), Site Plan Review Revision

Local Law No. 3 Of the Year 2012

A LOCAL LAW OF THE YEAR 2012 ENTITLED "ZONING REVISION", WHICH WILL, AMEND THE CODE OF THE TOWN OF LANCASTER by amending Chapter 50, "Zoning", Section 50-43(B) and adding Section 50-43(B)(22) within Chapter 50 "ZONING" Section 43 "Site Plan Review"

BE IT ENACTED, by the Town Board of the Town of Lancaster, New York as follows:
The Code of the Town of Lancaster is hereby amended by enacting the Local Law of the Year 2012 entitled "ZONING REVISION" which amends Chapter 50, "Zoning", Section 50-43(B) and adds Section 50-43(B) (22) within Chapter 50 "ZONING" Section 43 "Site Plan Review" of the Town Code which reads as follows:

CHAPTER 50 – ZONING

- 1.** Section 50-43(B) Site Plan Review of Chapter 50, Zoning, of the Code of the Town of Lancaster shall be amended by adding thereto the following:

Section 50-43 Site Plan Review

- (B)** Site plan required information. The contents of the site plan shall be approved by the Supervising Code Enforcement Officer prior to filing. The number of copies shall be determined by the Code Enforcement Officer. Upon approval, the submitted plan with payment shall be filed with the Town Clerk. The department of Code Enforcement will distribute the required number of site plans to officials and agencies for their review and recommendations. The site plan, which shall be prepared by a licensed engineer, architect, landscape architect, surveyor or attorney, shall include the following items as marked (1) – (22) as applicable to the site plan submitted

(22) Silt Fencing shall be installed at the curb line at the time of excavation of a lot in a subdivision serviced by a Town of Lancaster Storm Sewer System. The Town of Lancaster, Department of Code Enforcement may direct an additional silt fence to be installed on any building lot in the Town of Lancaster to prevent the siltation of materials into a retention, detention, drainage ditch or stream. All Silt Fencing shall be installed in accordance with the New York State Department of Environmental Conservation (NYSDEC) Storm-water Design Manual.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

- (1) Immediately post a copy of Local Law No.3 of the Year 2012 on the Town Bulletin Board.
- (2) Within ten (10) days publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication.
- (3) Maintain a file in the Town Clerk's office on Local Law No. 3 of the Year 2012, with all the proofs of publication and posting required for adoption.
- (4) File certified copies of Local Law No. 3 of the Year 2012 within ten (10) days of adoption with:
 - a) Town Clerk's office
 - b) One (1) copy with the office of the Secretary of State

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

**LEGAL NOTICE-
NOTICE OF ADOPTION
LOCAL LAW NO. 3 OF THE YEAR 2012
TOWN OF LANCASTER**

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on May 21, 2012, Local Law No. 3 of the Year 2012, entitled "Zoning Revision" which amends Chapter 50, "Zoning", Section 50-43(B) and adds Section 50-43(B) (22) within Chapter 50 "ZONING" Section 43 "Site Plan Review" of the Code of the said Town, briefly described as follows:

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**"A LOCAL LAW OF THE YEAR ENTITLED "ZONING REVISION",
WHICH WILL, AMEND THE CODE OF THE TOWN OF LANCASTER
BY AMENDING SECTION 50-43(B)AND ADDING SECTION 50-
43(B)(22)OF CHAPTER 50, SECTION 43 "SITE PLAN REVIEW."**

**TOWN BOARD OF THE TOWN
OF LANCASTER**

**By: JOHANNA M. COLEMAN Town
Clerk**

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Donald Staubitz, Owner of D&S Wholesale, situate at 5151 Genesee Street, Bowmansville, in the Town of Lancaster, has submitted an application for a Special Use Permit for a used automobile sales business in accordance with provisions of Chapter 50-Zoning, Section 20 (B) of the Code of the Town of Lancaster, and

WHEREAS, of the Zoning Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a special use permit for a use as proposed;

**NOW, THEREFORE, BE IT
RESOLVED**, that pursuant to Chapter 50-Zoning, Section 20 (B), entitled "Commercial Motor Service District" of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a used automobile sales business on premises locally known as 5151 Genesee Street, Bowmansville, in the Town of Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June, 2012, at 8:15 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

**LEGAL NOTICE
PUBLIC HEARING
SPECIAL USE PERMIT – D&S WHOLESALE
5151 GENESEE STREET, BOWMANSVILLE**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50-Zoning, Section 20 (B) "Commercial Motor Service District" of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 21st day of May, 2012 the said Town Board will hold a Public Hearing on the 4th day of June, 2012, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **Donald Staubitz**, Owner of **D&S Wholesale**, for a Special Use Permit for a used automobile sales business on premises locally known as 5151 Genesee Street, Bowmansville, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN
Town Clerk**

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated
May 8, 2012, has requested the addition of members to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms
the addition to the membership of the Town Line Volunteer Fire Department the following
individuals:

ADDITIONS:

Timothy Offhaus Lancaster, New York	James Kless Lancaster, New York
Loretta Palermo Lancaster, New York	Edward Dean Alden, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated May 8, 2012, has requested the appointment of three (3) part-time seasonal laborers to work in the Highway Department for the 2012 Summer season.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be appointed to the position of laborer part-time, seasonal for the 2012 Summer season in the Highway Department effective May 22, 2012, and that this being a part time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

NAME	RATE
Zacherie Geary (new hire) Lancaster, New York	\$8.00 per hour
Mitchell Grahmert (new hire) Lancaster, NY 14086	\$8.00 per hour
Cory Davis (re-hire) Lancaster, New York	\$8.00 per hour

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the purchase of components for the installation of a Digital CCTV Surveillance and Recording System (the “System”) for the Lancaster Central School District pursuant to the Secure Our Schools Grant Agreement between the Town and the District; and

BE IT FURTHER

RESOLVED, that said purchase shall made from Digital Surveillance Solutions, 727 Broadway, Ste 4, Buffalo, New York, 14227, in the amount of \$4,983.58, and which purchase shall include the components specified in the May 2, 2012 proposal from Digital Surveillance Solutions pursuant to New York State OGS contract as set forth therein; and

BE IT FURTHER

RESOLVED, that, consistent with the Secure Our Schools Grant Agreement between the Town and the District, the Town shall be reimbursed by the District for 50% of the contract amount (i.e., \$2,491.79) in addition to being reimbursed for 50% of the contract amount (i.e., \$2,491.79) from the U.S Department of Justice, Office of Community Oriented Policing Services Secure Our School Grant No. 2009CKWX0731.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes and approves a contract with Fire Safety Systems, Inc., 303 Cayuga Road, Suite 120, Buffalo, New York, 14225, for professional services to include the installation of a Digital CCTV Surveillance and Recording System (the “System”) for the Lancaster Central School District pursuant to the Secure Our Schools Grant Agreement between the Town and the District, as well as materials incidental to such installation, in the amount of \$3,204, as specified in the proposal from Fire Safety Systems, Inc., dated May 3, 2012; and

BE IT FURTHER

RESOLVED, that, consistent with the Secure Our Schools Grant Agreement between the Town and the District, the Town shall be reimbursed by the District for 50% of the contract amount (i.e., \$1,602) in addition to being reimbursed for 50% of the contract amount (i.e., \$1,602) from the U.S Department of Justice, Office of Community Oriented Policing Services Secure Our School Grant No. 2009CKWX0731, and

BE IT FURTHER

RESOLVED, that the Supervisor is authorized to execute an agreement with Fire Safety Systems, Inc., in relation to such services and materials, subject to review and approval by the Town's legal counsel.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, by resolution dated January 3, 2012, the Town Board has designated the official depositories of the Town of Lancaster for 2012 and 2013, and

WHEREAS, in said resolution the Town Board designated Empire National Bank as an official depository, and

WHEREAS, Empire National Bank is utilized by Richard J. Schmidt and Associates/Hometown Insurance Agency, the Administrator of the Town of Lancaster Firefighter Length of Service Award Program Trust for administration of the program, and

WHEREAS, the Town Board desires to designate the trustees of the Service Awards Trust to be signers for the Empire National Bank accounts,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to sign and execute any and all forms and documents with Empire National Bank including but not limited to the Signature Specimen Card, ACH Origination Agreement and attachments, Service Award Trust Check Payment Listing, Service Award Trust Automatic Payment Listing, eStatement Application and Business Online Banking Application, and

BE IT FURTHER

RESOLVED, that Dino Fudoli, Supervisor and David J. Brown, Director of Administration and Finance constitute the trustees of the Service Awards Trust and are authorized signers for the aforementioned Service Award Trust, and

BE IT FURTHER

RESOLVED, that the Town Board authorizes Empire National Bank to draw periodic checks to pay the entitlement award to eligible participants who request to be paid in that fashion, and that such payments will not change and will continue until instructed otherwise by the Trustees, and

BE IT FURTHER

RESOLVED, that the checks will be drawn from an Empire National Bank central check issue account which will be funded, as required, through a charge to a “Service Award Trust” account maintained at Empire National Bank, and

BE IT FURTHER

RESOLVED, that the Town Board authorizes Empire National Bank to make periodic automatic payments to pay the entitlement award to eligible participants who request to be paid in that fashion and who further authorize the Administrator to do so, such direct deposit payment authorizations to be maintained in the Administrator’s files, and that such periodic automatic payments will not change and will continue until instructed otherwise by the Trustees, and

BE IT FURTHER

RESOLVED, that said periodic automatic payments will be drawn from a “Service Award Trust” account maintained at Empire National Bank.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED its ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE,
BE IT RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle and Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June, 2012, at 8:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

**LEGAL NOTICE PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May, 2012, the said Town Board will hold a Public Hearing on the 4th day of June, 2012 at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

ARTICLE XIX -MISCELLANEOUS AND AUXILIARY WARNINGS

Section 46-28 No-outlet roadways designated is hereby amended by adding thereto:

STREET	DIRECTION	ENTRANCE STREET	SIGN LOCATION
.....			
Sussex Lane	East to West	Intersection of Devonshire Lane	S/E Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN
Town Clerk**

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17 (F) of the Code of the Town of Lancaster, upon the application of **Richard J. Koch**, for a Special Use Permit for a Home Occupation (C.P.A. Office) on premises located at 60 Michael’s Walk, Lancaster, New York, and the Board issued such Special Use Permit on June 16, 2008, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, **Richard J. Koch** has requested that the Town Board renew the Special Use Permit for an additional two (2) year period, and

WHEREAS, the Code Enforcement Officer has recommended his approval of this Special Use Permit in his letter dated May 15, 2012

**NOW THEREFORE, BE IT
RESOLVED, as follows:**

1. That pursuant to Chapter 50-Zoning, Section 17 (F), entitled "Home Occupation", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Richard J. Koch**, for a Home Occupation (C.P.A. Office) on premises located at 60 Michael’s Walk, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning June 16, 2012 and ending June 16, 2014, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50, Section F, of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely

- a. This Special Use Permit terminates when the applicant no longer resides on the premises.
- b. Permit must be renewed every two (2) years at no additional cost to applicant.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI , WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the General Crew Chief Terrence McCracken, by letter dated May 11, 2012, has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the Summer of 2012.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby appointed to the position of seasonal employees for the Summer of 2012 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the hourly rate noted:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>
George Besch (rehire) Lancaster, NY	Recreation Attendant (Tennis Supervisor)	\$14.25
Gabrielle Cumbo (new hire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Eric Harte (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Brandon Kryszak (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Chelsea Mang (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.40
Nichole Mang (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Thao-Charline Nguyen (new hire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Casey Roth (new hire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Benjamin Steele (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Riley Stepnick (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
James Weiss (rehire) Lancaster, NY	Recreation Attendant (Tennis Instructor)	\$7.25
Allison Swatsworth (rehire) Lancaster, NY	Lifeguard (Pool Director)	\$12.00
Kristyn Wind (rehire) Lancaster, NY	Lifeguard (Supervisor)	\$10.25

Nicholas Weigand (rehire) Lancaster, NY	Lifeguard (Supervisor)	\$9.00
Connor Blizzard (rehire) Lancaster, NY	Lifeguard	\$7.50
Sydney Blizzard (rehire) Lancaster, NY	Lifeguard	\$7.50
Thomas Byrne (rehire) Lancaster, NY	Lifeguard	\$7.25
Michael Emerson (rehire) Lancaster, NY	Lifeguard	\$7.25
Jonathan Gall (rehire) Lancaster, NY	Lifeguard	\$7.25
Emily Grucella (rehire) Lancaster, NY	Lifeguard	\$9.25
Jane Grucella (new hire) Lancaster, NY	Lifeguard	\$7.25
Bryan Krajewski (rehire) Lancaster, NY	Lifeguard	\$7.50
Allyson Kucewicz (rehire) Lancaster, NY	Lifeguard	\$7.25
Kayle Madej (new hire) Lancaster, NY	Lifeguard	\$7.25
Jordan Manley (rehire) Lancaster, NY	Lifeguard	\$7.65
Eric Mruk (rehire) Lancaster, NY	Lifeguard	\$7.25
Ryan Pericozzi (rehire) Lancaster, NY	Lifeguard	\$7.65
Amanda Poe (rehire) Lancaster, NY	Lifeguard	\$9.65
Leah Santasiero (rehire) Lancaster, NY	Lifeguard	\$7.25
Joelle Sawyer (rehire) Lancaster, NY	Lifeguard	\$7.25
Chelsea Saxe (rehire) Lancaster, NY	Lifeguard	\$7.25
Erin Weigand (rehire) Lancaster, NY	Lifeguard	\$7.50
Angela Wiechelt (new hire) Lancaster, NY	Lifeguard	\$7.25
Brian Ziolkowski (new hire) Lancaster, NY	Lifeguard	\$7.25

Colleen Anderson (rehire) Lancaster, NY	Lifeguard (Substitute)	\$8.15
Brianna Bartholomew (new hire) Depew, NY	Lifeguard (Substitute)	\$7.25
Andrew Engelbach-Schafer (rehire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Jennifer Kennedy (rehire) Clarence Center, NY	Lifeguard (Substitute)	\$9.75
Ryan McHale (new hire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Kathryn Parker (Faul) (rehire) Lancaster, NY	Lifeguard (Substitute)	\$8.90
Garrett Prawel (new hire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Robert Prawel (rehire) Lancaster, NY	Lifeguard (Substitute)	\$7.50
Dana Santasiero (rehire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Cortney Sobowiec (rehire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Matthew Speyer (rehire) Depew, NY	Lifeguard (Substitute)	\$7.25
Hanna Turek (new hire) Depew, NY	Lifeguard (Substitute)	\$7.25
Wyatt Watson (new hire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Samantha Wozniak (new hire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Hannah Young (new hire) Lancaster, NY	Lifeguard (Substitute)	\$7.25
Anthony Ambrose (rehire) Lancaster, NY	Recreation Attendant (Playground Supervisor)	\$9.50
Joseph Aquino (rehire) Lancaster, NY	Recreation Attendant (Playground Supervisor)	\$9.50
Katherine Herdzik (rehire) Lancaster, NY	Recreation Attendant (Playground Supervisor)	\$9.50
Kathryn Porreca (rehire) Lancaster, NY	Recreation Attendant (Playground Supervisor)	\$8.25
Jena Abati (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Kathryn Aquino (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25

Emily Boughton (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Clarice Calogero (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Michelle DelPrince (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Margaret Herdzik (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Melonee Juliano (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Aubrey Kucewicz (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Melissa Kurzdorfer (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Miranda Laurienzo (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Claire Manley (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Alexandra Marrano (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Tyler McLaughlin (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Sara Monin (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Alexandra Murphy (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Courtney Ostrowski (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Brittany Sainz (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Angela Sanita (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Gina Sanita (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Alexandra Stribing (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Kristen Warner (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Jessica Warner (rehire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Haley Witt (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25

Andrea Baccari (new hire) Lancaster, NY	Laborer	\$7.25
Joseph Falletta (new hire) Lancaster, NY	Laborer	\$7.25
Dan Gill (rehire) Lancaster, NY	Laborer	\$8.40
Donald Hibbs (rehire) Lancaster, NY	Laborer	\$11.25
Zachary Kozlowski (rehire) Lancaster, NY	Laborer	\$7.25
Scott Lawniczak (rehire) Lancaster, NY	Laborer	\$8.40
Christopher Loomer (new hire) Lancaster, NY	Laborer	\$7.25
Joshua Powell (rehire) Lancaster, NY	Laborer	\$7.25
Patrick Schunk (rehire) Lancaster, NY	Laborer	\$8.40
Kevin Schwach (rehire) Lancaster, NY	Laborer	\$7.25
John Suchy (new hire) Lancaster, NY	Laborer	\$7.25
Trevor Was (rehire) Lancaster, NY	Laborer	\$7.25

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

**NYS Office of Children and Family Services
Individual Program Application
For Youth Court & Community Service Programs**

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor **Youth Court & Community Service Programs** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Youth Court & Community Service Programs to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for Youth Services has been submitted under the Town of Lancaster Youth Bureau for the period of January 1, 2012 through December 31, 2012, which includes the sum of \$50,012 for the direct salary of the Program Coordinator, and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

**NYS Office of Children and Family Services
Individual Program Application
For Social Work Counselor Program**

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a **Social Work Counselor Program** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Social Work Counselor Program to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for the Social Work Counselor Program has been submitted under the Town of Lancaster Youth Bureau for the period of January 1, 2012 through December 31, 2012, which includes the sum of \$51,102 for the direct salary of the Social Work Counselor, and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

**NYS Office of Children and Family Services
Individual Program Application
For Youth Counselor Program**

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a **Youth Counselor Program** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Youth Counselor Program to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for Youth Services has been submitted under the Town of Lancaster Youth Bureau for the period of January 1, 2012 through December 31, 2012, which includes the sum of \$50,252 for the direct salary of the Youth Counselor, and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

NYS Office of Children and Family Services
Individual Program Application
For Recreation Program

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a **Recreation Program** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Recreation Program to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for the Recreation Program has been submitted for the period of January 1, 2012 through December 31, 2012 in the sum of \$1,006,715 and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

**NYS Office of Children and Family Services
Individual Program Application
For Health & Wellness & Mentoring Programs**

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor **Health & Wellness & Mentoring Programs** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Health & Wellness & Mentoring Programs to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for Youth Services has been submitted under the Town of Lancaster Youth Bureau for the period of January 1, 2012 through December 31, 2012, which includes the sum of \$49,832 for the direct salary of the Program Coordinator, and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

NYS Office of Children and Family Services
Individual Program Application
For Youth Bureau Program

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a **Youth Bureau Program** within the geographic area of the Town of Lancaster for the period of January 1, 2012 through December 31, 2012, and

WHEREAS, the Town is about to submit an individual program application for state aid for the operation of the Youth Bureau Program to the New York State Office of Children and Family Services, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a budget for the Youth Bureau Program has been submitted under the Town of Lancaster Youth Bureau for the period of January 1, 2012 through December 31, 2012 in the sum of \$156,373 and was approved by the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the submission of the aforesaid program application to the New York State Office of Children and Family Services, Albany, New York, for its funding approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Gerald J. Gill, Jr., Police Chief of the Town of Lancaster, by letter to the Town Board dated February 23, 2012 expressed his desire to attend the Force Science Institute Training Program hosted by the United States Office of Homeland Security in Alexandria, Virginia, and

WHEREAS, the aforementioned Training Program was held on April 16, 2012 through April 20, 2012 and the Police Chief did attend said Training Program, and

WHEREAS, the Police Chief has requested reimbursement in the amount of \$3,584.55 for actual and necessary expenses incurred for attendance at said Training Program from funds available in the Police Asset Forfeiture account,

NOW, THEREFORE, BE IT

RESOLVED, that reimbursement for actual and necessary expenses in the amount of \$3,584.55 incurred for attendance at said Training Program be and is hereby authorized to be made to the Police Chief, and

BE IT FURTHER

RESOLVED, that said reimbursement shall be made to the Police Chief from funds available in the Police Asset Forfeiture account upon submission of proper documentation and substantiation of expenses, including itemized receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated May 16, 2012, has recommended appointments for the Youth Bureau’s Special Exam Prep Session, Summer Skills Building Program, Safe Summer Reinforcement & Enrichment Programs, and Summer Theatre Workshop.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to positions in the Youth Bureau’s Special Exam Prep Session, Summer Skills Building Program, Safe Summer Reinforcement & Enrichment Programs, and Summer Theatre Workshop, effective May 29, 2012 through August 31, 2012, at the following rates:

<u>Name:</u>	<u>Position:</u>	<u>Rate:</u>
Joseph Spencer (new hire) Depew, NY 14043	Tutor	\$15.00 hr.
Christopher Mekelburg (rehire) Lancaster, NY 14086	Tutor	\$15.50 hr.
Mary Ann Catalano (rehire) Kenmore, NY 14217	Tutor	\$15.25 hr.
Kyle Canfield (rehire) Newfane, NY 14108	Tutor	\$15.25 hr.
Donna Greene (rehire) Depew, NY 14043	Tutor	\$15.75 hr.
Brittany Jahreis (rehire) Orchard Park, NY 14127	Tutor	\$15.50 hr.
Kim Pesany-Au (rehire) Lancaster, NY 14086	Tutor	\$16.50 hr.
Lynn Dalfonso (rehire) Lancaster, NY 14086	Choreographer Summer Theatre Workshop	\$16.50 hr.
Robert Pacillo (rehire) Lewiston, NY 14092	Music Director/Accompanist Summer Theatre Workshop	\$16.50 hr.
John Kaczorowski (rehire) Amherst, NY 14226	Drama Director Summer Theatre Workshop	\$16.00 hr.
Ryan Kaminski (rehire) Lancaster, NY 14086	Music Director Summer Theatre Workshop	\$15.00 hr.
Kevin Kaminski (rehire) Lancaster, NY 14086	Drama Director Summer Theatre Workshop	\$13.00 hr.
Tara Kaczorowski (rehire) Amherst, NY 14226	Choreographer Summer Theatre Workshop	\$14.00 hr.
Kevin Koperski (rehire) Lancaster, NY 14086	Technical Assistant Summer Theatre Workshop	\$12.00 hr.

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, The Town Board of the Town of Lancaster has requested proposals (RFP) from a number of professional engineering firms for the design, contract administration and inspection of the 2012 Culvert Replacements and Structure Repairs project, and

WHEREAS, the Town Board after due review and consideration of all proposals submitted has determined it to be in the public’s interest to engage Erdman Anthony to provide the engineering services for the design, construction administration and resident inspection phases for the Town of Lancaster’s 2012 Culvert Replacements and Structure Repairs project, for a set fee not to exceed the sum of as set forth in the proposal dated May 8, 2012;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with Erdman Anthony to provide the engineering services for the design, construction administration and resident inspection phases for the Town of Lancaster’s 2012 Culvert Replacements and Structure Repairs project, for a set fee not to exceed the sum of \$115,200.00 as stipulated in the proposal received on May 8, 2012.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED NO
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Town Board has previously duly advertised for bids for One (1) new and unused 2012 Chevrolet 2500 HD Four Wheel Drive, Extended Cab, Short Bed Pick-up Truck for use by the Highway Department, and

WHEREAS, bids were received, opened and reviewed on May 3, 2012, and

WHEREAS, the Highway Superintendent, has recommended award of the bid to Emerling Chevrolet in the amount of \$19,105.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, upon the recommendation of the Highway Superintendent, hereby awards the bid for One (1) new and unused 2012 Chevrolet 2500 HD Four Wheel Drive, Extended Cab, Short Bed Pick-up Truck for use by the Highway Department, to Emerling Chevrolet, 9000 Boston State Road, Buffalo, NY 14025 in conformance with the specifications on file in the office of the Town Clerk., in the total amount of \$19,105.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster by letter dated May 16, 2012, has requested that the Town authorize the expenditure of funds for curb, island and wheelchair ramp replacement and removal at various specified locations throughout the Town of Lancaster; and

WHEREAS, the Highway Superintendent has sufficient funds in the 2012 Highway Department Budget to undertake curb, island and wheelchair ramp replacement and removal; and

WHEREAS, the Highway Superintendent obtained three (3) price quotes for furnishing the materials and labor required for curb, island and wheelchair ramp replacement and removal at various specified locations throughout the Town of Lancaster; and

WHEREAS, E.J. Militello Concrete, Inc., 6465 Transit Road, East Amherst, New York 14051, provided the lowest price quote, namely \$105.00 per linear foot for a length of 128.5 linear feet of curb replacement and island removal at various specified locations throughout the Town and \$40.50 per square foot for 148 square feet of wheelchair ramps for a cost not to exceed \$19,486.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards a contract for the materials and labor required for curb, island and wheelchair ramp replacement and removal at various locations throughout the Town of Lancaster to E.J. Militello Concrete, Inc., 6465 Transit Road, East Amherst, New York 14051, in accordance with the aforementioned price quote, noting that all wages shall be paid at prevailing wage rates; and will be paid for with funds from the Highway Department’s 2012 budget (line item 13-5110-0413).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

May 21, 2012

Communications & Reports

197. Planning Board to Town Board
Recommend approval of site plan for NOCO Convenience Store, southeast corner of Walden Ave. and Pavement Rd.; conditions noted. Disposition = Planning Committee
198. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent, Building Inspector –
Draft copy of minutes of meeting held May 2, 2012. Disposition = Received & Filed
199. Liz Melock, Depew Village Administrator to Town Clerk –
Notice of public hearing to review changes to Village Zoning Code on May 14, 2012 at 7:00PM. Disposition = Received & Filed
200. Town Line Fire Department to Town Clerk –
Request for change in roster. Disposition = Resolution 5/21/12
201. Highway Superintendent to Town Board –
Request for Town Board's decision regarding upgrading Town Highway Department's equipment and vehicles. Disposition = Highway Committee & Town Board
202. Town Engineer to Town Board –
Recommendation of Sergi Construction, as low bidder, to be awarded Water System Improvements contract. Disposition = Resolution 5/21/12
203. John Swanson, Secretary-Treasurer Lancaster Rural Cemetery to Supervisor –
Thank you for May installment and continued support. Disposition = Received & Filed
204. Village of Lancaster to Town Board –
Minutes of regular meeting held April 23, 2012. Disposition = Received & Filed
205. Highway Superintendent to Town Board –
Request for resolution to hire seasonal employee. Disposition = Resolution 5/21/12
206. Highway Superintendent to Town Board –
Request for resolution to hire seasonal employee. Disposition = Resolution 5/21/12
207. Highway Superintendent to Town Board –
Request for resolution to hire seasonal employee. Disposition = Resolution 5/21/12
208. Building Inspector to Town Board –
Recommend renewal of Special Use Permit for 60 Michael's Walk.
Disposition = Resolution 5/21/12
209. General Crew Chief to Town Board –
Request for resolution to hire seasonal employees. Disposition = Resolution 5/21/12
210. Executive Director, Youth Bureau to Town Board –
Request appointment of individuals for Special Exam Prep Session and summer Programs. Disposition = Resolution 5/21/12
211. General Crew Chief to Supervisor –
Request for authorization to purchase a new piece of grass mowing equipment.
Disposition = Resolution 5/21/12
212. Highway Superintendent to Town Board –
Request that contract for curb replacement and removal and wheelchair ramps be awarded to E.J. Militello Concrete, Inc. Disposition = Resolution 5/21/12
213. Highway Superintendent to Town Board –
Request that bid for a 2012 Chevrolet 2500 HD be awarded to Emerling Chevrolet. Disposition = Planning Committee
214. Erie County Division of Planning to Town Clerk –
Reply to zoning referral regarding 5151 Genesee St @ Transit Rd. with no comments Disposition = Planning Committee
215. Erie County Division of Planning to Town Clerk –
Reply to ordinance amendment Section 50-43(B) requiring that silt fencing be installed at time of excavation with no comments. Disposition = Resolution 5/21/12
216. Supervisor to Town Board, Code Enforcement Officer, Town Attorney and Town Engineer –
Letter from Erie County Dept. of Health pertaining to changes to their existing policy for wastewater treatment systems for new residential construction.
Disposition = Received & Filed

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED BY
COUNCIL MEMBER RUFFINO AND CARRIED,** the meeting was adjourned at 9:07 P.M.
in memory of Robert Geary.

Signed _____
Johanna M. Coleman, Town Clerk